

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS –LA– SRSP– Karimnagar District – O.P.No.445/85 pertaining to Bejjanki (Mandal) of Gopalpur (Village) - Sanction of decretal charges of **Rs.10,47,286/-** - Orders Issued.

IRRIGATION & CAD (PW.LA.III.A1) DEPARTMENT

G.O.RT.NO. 592

DATE:07.08.2009

Read:

From the Spl.CS to Govt & CCLA, AP, Hyd.Lr.No.SRP2/590/08, dt:11.09.08 along with the proposal of the Spl.Collector, LA,SRSP, SSP, Hyd dt:23.01.08.

O R D E R:

The Special Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.NO.445/85 of pertaining to Gopalpur (V) Bejjanki (M) of Karimnagar District. The then LAO, LA Unit, LMD Colony, Karimnagar has acquired land for an extent of Acs.61.38 gts for the purpose of submergence under LMD vide Award No.1/82-83, dt:19.05.1982 by fixing the market value @Rs.5,500/- per acre. Having dissatisfied, the awardees filed petitions u/s 18 of L.A.Act. The I-Additional Dist.Judge Court, Karimnagar in its order dt:12.12.90 has enhanced the compensation from Rs.3,300/- to Rs.5,500/- per acre. As the enhancement was more than 50% the Special Deputy Collector has filed an appeal. The Hon'ble High Court has passed the interim orders that to deposit 50% of decretal charges. Accordingly, an amount of Rs.10,18,771/- was sanctioned and the same was deposited in the concerned court on 15.06.92. Finally, the Hon'ble High Court in its orders dt:04.03.1999 in L.A.A.S No.2235/1991 has dismissed the appeal filed by the SDC, LA Unit,LMD Colony, Karimnagar by confirming the Lower Court orders.

2) After careful examination of the matter, Government hereby accorded sanction for an amount of **Rs.10,47,286/- (Rupees Ten lakhs forty seven thousand two hundred and eighty six only)** in respect of O.P.No.445/85 of Gopalpur (V) Bejjanki (M) of Karimnagar District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector, LA, SSP & JCRGLIP, Hyderabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.445/85 for avoiding intervention of the middleman.

4) The expenditure sanctioned in para (2) above, shall be debitable to the following Head of Account under "2701 – Capital Out Lay – M&MI-01 – Major Irrigation – 116. SRSP Stage-I, Scheme included in Plan, G.H (11) Normal State Plan – S.H (26) - Dams and Appurtenant works – 530 - Major works – 532 – Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.2924/F4(2)/2008-1, dated:30.07.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, SSP, JCRGLIP, Tarnaka, Hyderabad.

The Special Deputy Collector, LA Unit-I, LMD Colony, Karimnagar.

The Administrative-cum-Chief Engineer, SRSP, M.J.Road, Hyderabad.

The Director of Works Accounts, SRSP, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.26629/LA.III(A1)/2008.

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER